

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.
530 Virginia Road, P.O. Box 9133
Concord, MA 01742-9133

RECEIVED
CENTRAL FAX CENTER

MAY 25 2004

Telephone: (978) 341-0036

Facsimile: (978) 341-0136

OFFICIAL

FACSIMILE FILING OF PTO DOCUMENT

Examiner: Joseph T. Woitach **Group:** 1632
Date: May 25, 2004
Client Code: 3028
Facsimile No.: 703-872-9306
From: Elizabeth W. Mata
Subject: Paper: Amendment After Final Rejection Under 37 C.F.R. § 1.116;
Petition for Extension of Time; Amendment Fee Letter
Docket No.: 3028.1000-000
Applicants: Guy A. Rouleau and Bernard Brais
Serial No.: 09/590,211
Filing Date: June 8, 2000

Number of pages including this cover sheet: 11

Please confirm receipt of facsimile: Yes X No

Comments:

Privileged and Confidential - All information transmitted hereby is intended only for the use of the addressee(s) named above. If the reader of this message is not the intended recipient or the employee or agent responsible for delivering the message to the intended recipient(s), please note that any distribution or copying of this communication is strictly prohibited. Anyone who received this communication in error is asked to notify us immediately by telephone and to destroy the original message or return it to us at the above address via first class mail.

EWM/kan

May 25, 2004

DOCKET NO. 3028.1000-000

Expedited Procedure under 37 C.F.R. 1.116

Examining Group 1632

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED
CENTRAL FAX CENTER

MAY 25 2004

OFFICIAL

Applicant: Guy A. Rouleau and Bernard Brais
 Application No.: 09/590,211 Group: 1632
 Filed: June 8, 2000 Examiner: J.T. Woitach
 Confirmation No.: 9680

For: SHORT GCG EXPANSIONS IN THE PABII GENE FOR OCULOPHARYNGEAL
 MUSCULAR DYSTROPHY AND DIAGNOSTIC THEREOF

CERTIFICATE OF FACSIMILE TRANSMISSION	
I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office:	
on <u>5/25/04</u> Date	<u>Kane Norris</u> Signature
Kane Norris Typed or printed name of person signing certificate	

Mail Stop AF
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment After Final Rejection Under 37 C.F.R. § 1.116 for filing in the above-identified application.

- [] Small entity status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a Small Entity Statement previously submitted.
- [] A Small Entity Statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.

The fee has been calculated as shown below:

(COL. 1)	(COL. 2)	(COL. 3)	(COL. 4)	(COL. 5)
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA
TOTAL	17	MINUS	* 36	0
INDEP	3	MINUS	** 8	0
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				

- * not fewer than 20
 ** not fewer than 3

SMALL ENTITY	
RATE	ADDIT FEE
X \$9	\$ 0
X \$43	\$ 0
+ \$145	\$ 0

TOTAL = \$ 0

OTHER THAN SMALL ENTITY	
RATE	ADDIT FEE
X \$18	\$ 0
X \$86	\$ 0
+ \$290	\$ 0

TOTAL = \$ 0

09/590,211

-2-

Please charge Deposit Account No. 08-0380 for the following fees:

<input checked="" type="checkbox"/>	Petition for four month Extension of Time	\$	<u>1480</u>
<input type="checkbox"/>	Amendment Fee	\$	<u> </u>
<input type="checkbox"/>	Other Fees:		
		\$	<u> </u>
		\$	<u> </u>
	TOTAL:	\$	<u>1480</u>

A check is enclosed in payment of the following fees:

<input type="checkbox"/>	Petition for [] month Extension of Time	\$	<u> </u>
<input type="checkbox"/>	Amendment Fee	\$	<u> </u>
<input type="checkbox"/>	Other Fees:		
		\$	<u> </u>
		\$	<u> </u>
	TOTAL:	\$	<u>0</u>

☒ A general authorization is hereby granted to charge Deposit Account No. 08-0380 for any fees required under 37 C.F.R. 1.16 and 1.17 in order to maintain pendency of this application. A copy of this authorization is enclosed for accounting purposes.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By Doreen M. Hough Reg No 36,341 for
Elizabeth W. Mata
Registration No.: 38,236
Telephone (978) 341-0036
Facsimile (978) 341-0136

Concord, Massachusetts 01742-9133

Dated:

May 24, 2004

May-25-04 08:58am From:HBSR
@F:\Desktop\UDMA\MINUDMA\HBSR\03\manage\4\0323,1
EWM/kan
May 25, 2004

1-978-341-0242

T-773 P.06/11 F-641

PATENT APPLICATION
Attorney's Docket No.: 3028.1000-000
Expedited Procedure under 37 C.F.R. § 1.116
Examining Group 1632

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED
CENTRAL FAX CENTER

MAY 25 2004

OFFICIAL

Applicant: Guy A. Rouleau and Bernard Brais
Application No.: 09/590,211 Group: 1632
Filed: June 8, 2000 Examiner: J.T. Woitach
Confirmation No.: 9680

For: SHORT GCG EXPANSIONS IN THE PABII GENE FOR OCULOPHARYNGEAL
MUSCULAR DYSTROPHY AND DIAGNOSTIC THEREOF

CERTIFICATE OF FACSIMILE TRANSMISSION	
I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office:	
on <u>5/25/04</u>	<u>Katie Norris</u>
Date	Signature
Katie Norris	
Typed or printed name of person signing certificate	

AMENDMENT AFTER FINAL REJECTION UNDER 37 C.F.R. § 1.116

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This Amendment After Final Rejection is being filed in response to the Final Office Action mailed from the U.S. Patent and Trademark Office on March 11, 2004 in the above-identified application.

The undersigned attorney petitions the Commissioner for Patents to extend the time for filing a Brief on Appeal pursuant to the Notice of Appeal received in the U.S. Patent and Trademark Office on December 12, 2003 for four months, from February 12, 2004 to June 12, 2004, under 37 C.F.R. § 1.136(a).

-2-

Applicants' Attorney is not filing a Brief on Appeal at this time, but is filing an Amendment After Final herewith.

Please amend the application as follows: